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**From:** Dan Johnson [DanJohnson@florencecopper.com]  
**Sent:** 10/3/2018 5:35:48 PM  
**To:** Strauss, Alexis [Strauss.Alexis@epa.gov]  
**Subject:** RE: FCI Memorandum on Aquifer Exemptions Granted to Class II and Class III UIC Permits  
**Attachments:** ATT00001.txt

Alexis,

I stand corrected, I just found out the meeting is scheduled for tomorrow.

**Dan Johnson** VP | General Manager



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**From:** Dan Johnson  
**Sent:** October-03-18 10:31 AM  
**To:** Strauss.alexis@Epa.gov  
**Subject:** FCI Memorandum on Aquifer Exemptions Granted to Class II and Class III UIC Permits

Good Morning Alexis,

Again, it was great seeing in person last month in Prescott. I've been informed that FCI's outside legal counsel will be having conversations with USEPA Headquarters sometime today about policy involving granted Aquifer Exemptions so I wanted to make sure you, Alexa Engelman and Mike Stoker are kept in the loop and have this attached memorandum. As you can see this memorandum was sent electronically to the three individuals identified in the memo following a meeting with Byron Brown and David Fotouhi at EPA's D.C. offices back in July. Again as discussed in Prescott, these discussions are intended to gain David Fotouchi support to issue a memo from OGWDW or ORC to the Regions that substantially adopts the legal position in the memorandum. FCI is confident that the memo's analysis is consistent with applicable rules of statutory and regulatory construction and is hopeful USEPA will support our position.

I would be happy to discuss this issue further with you, Alexa or Mike if there are questions.

Best Regards,

**Dan Johnson** VP | General Manager



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